

PATENT: Mail Stop AF
Attorney Docket No. 06854.0046

BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of:)
Katsuyoshi Nagao et al.) Group Art Unit: 3761
Application No.: 10/554,094) Examiner: Adam M. Marcketich
Filed: October 21, 2005)
For: Drug Solution Filling Plastic) Confirmation No.: 6586
Ampoule and Process for)
Producing the Same)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Mail Stop AF

NOTICE OF APPEAL UNDER 37 C.F.R. § 41.31

Sir:

Applicants appeal to the Board of Patent Appeals and Interferences from the Examiner's decision mailed January 23, 2009.

The item(s) checked below are appropriate:

1. Applicants petition for a three-month extension of time, based on the mailing date of the outstanding Office action. The petition fee of \$1,110.00 is enclosed.
2. Applicant has previously filed a Petition for extension of time extending the period for response to the outstanding Office action to _____. Applicant now petitions for an additional extension of time to extend the period for response to _____. The petition fee of \$____ is enclosed.
3. The Notice of Appeal Fee of \$540.00 is enclosed.
4. The Notice of Appeal Fee was previously paid in this application on , but the appeal was not completed. Accordingly, no Appeal Fee is due at this time.

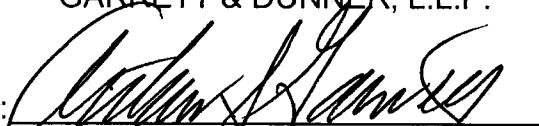
5. A pre-appeal brief conference is requested. The request and supporting documentation are attached.

Please grant any extensions of time required to enter this response and charge any additional required fees to Deposit Account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By:



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Dated: July 22, 2009

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